

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

\* \* \*

RICKEY WARD,

Plaintiff,

v.

STATE FARM MUTUAL AUTOMOBILE  
INSURANCE COMPANY, et al.,

Defendants.

Case No. 2:12-cv-00835-APG-VCF

**ORDER DENYING MOTION TO REMAND**

(Dkt. No. 43)

Plaintiff Rickey Ward has moved to remand because the amount in controversy has fallen below \$75,000 during the course of litigation.<sup>1</sup> In May 2012, Defendant State Farm Mutual Automobile Insurance Company properly removed this case on the basis of diversity jurisdiction under 28 U.S.C. §§ 1332, 1441, and 1446.<sup>2</sup> “[D]iversity jurisdiction is determined at the time the action commences, and a federal court is not divested of jurisdiction . . . if the amount in controversy subsequently drops below the minimum jurisdictional level.”<sup>3</sup> Thus, Ward’s argument is without merit.

Accordingly, the Court DENIES the motion to remand.

DATED this 7th of May, 2014.

  
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ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE

<sup>1</sup> (Dkt. No. 43.)

<sup>2</sup> (Dkt. No. 1.)

<sup>3</sup> *Hill v. Blind Indus. & Servs. of Md.*, 179 F.3d 754, 757 (9th Cir. 1999), *opinion amended on denial of reh’g*, 201 F.3d 1186 (9th Cir. 1999).